

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES,

Plaintiff,

v.

QUOC TRUNG LE, et al.

Defendants.

CASE NO. CR06-319JLR

ORDER

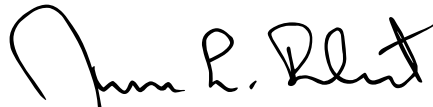
This matter comes before the court on Defendant San Thi Le's Motion for Severance (Dkt. # 172), Defendant Chinda Tes's Motion to Join Motion to Sever Defendants (Dkt. # 178), and Defendant Kim Ahn Hoang's Motion for Severance (Dkt. # 179). The court refers to these three defendants collectively as "the Moving Defendants."

There are seventeen defendants in this matter. Fourteen defendants are named in Count 1 related to drug trafficking. These fourteen defendants are also named in the conspiracy to engage in the money laundering allegations of Count 2 along with the Moving Defendants. The allegedly illegal source of the funds involved in the money laundering conspiracy is drug trafficking.

1 As a general matter, defendants who are jointly charged are jointly tried. United  
2 States v. Gay, 567 F.2d 916, 919 (9th Cir. 1978). The Ninth Circuit has held that this  
3 principle applies in conspiracy cases. United States v. Marsical, 939 F.2d 884, 885 (9th  
4 Cir. 1991); United States v. Escalante, 637 F.2d 1197, 1201 (9th Cir. 1980). At this time,  
5 the Moving Defendants have not established a significant risk that a joint trial would  
6 prejudice their respective rights. See United States v. Gonzalez, 749 F.2d 1329, 1333  
7 (9th Cir. 1984). The court therefore DENIES the Moving Defendants' motions to sever  
8 (Dkt. ## 172, 178, 179).  
9

10 Dated this 6th day of December, 2006.

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



JAMES L. ROBART  
United States District Judge